IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

VICKY RODRÍGUEZ-TORRES, et al., Plaintiffs v. GOVERNMENT DEVELOPMENT BANK OF PUERTO RICO, et al., Defendants	CIVIL NO. 09-1151 (JP)

ORDER

Before the Court is Plaintiffs' motion to vacate (**No. 281**) the Court's Opinion and Order (No. 278) granting Defendants' motion for attorney's fees, and Defendants' opposition thereto (No. 283).[1] For the reasons stated herein, said motion is **GRANTED**.

By way of background, the Court entered an Opinion and Order and a Final Judgment granting Defendants' motions for summary judgment in this case (Nos. 266 and 267). Plaintiffs then filed a notice of appeal (No. 270). Defendants also filed a motion for attorney's fees (No. 272). Plaintiffs did not oppose Defendants' motion for attorney's fees. As such, the Court entered an Opinion and Order granting Defendants' motion for attorney's fees (No. 278). Plaintiffs then filed the instant motion requesting that the Court vacate its Opinion and Order granting the motion for attorney's fees.

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1. Also before the Court is Plaintiffs' motion in compliance (**No. 286**). Said motion is **NOTED**.

Local Rule 54(a) provides that "[a] claim for [attorney's] fees filed before the final disposition of any appeal shall have no effect and a new application must be filed within the time prescribed herein." In the instant case, Defendants filed their motion for attorney's fees prior to the disposition of Plaintiffs' appeal. As such, Defendants' original motion for attorney's fees has no effect. Accordingly, the Court **VACATES** the Opinion and Order (No. 278) granting Defendants' motion for attorney's fees. Furthermore, in light of this Order, Defendants' motions (**Nos. 287 and 303**) for execution of the order granting attorney's fees are **MOOT**.

IT IS SO ORDERED.

In San Juan, Puerto Rico, this 10th day of January, 2011.

s/José Antonio Fusté
JOSÉ ANTONIO FUSTÉ
CHIEF U.S. DISTRICT JUDGE